

BILLS, MEMORIALS & RESOLUTIONS

SENATE

FORMAL MOTIONS TO BE USED FOR FINAL PASSAGE OF LEGISLATION

PRESIDENT: SENATOR _____

SENATOR: I ASK UNANIMOUS CONSENT OF THE SENATE THAT THE RULES BE SUSPENDED, AND THAT THE RECORD SHOW THAT ALL ACTION FOR PLACING (SENATE) (HOUSE) (BILL) (RESOLUTION OR JOINT RESOLUTION) (MEMORIAL OR JOINT MEMORIAL) _____ ON FINAL PASSAGE HAS BEEN TAKEN, AND THAT IT IS NOW SUBJECT TO DEBATE, AMENDMENT OR SUBSTITUTION.

PRESIDENT: IF THERE IS NO OBJECTION, IT IS SO ORDERED.
(LEGISLATION IS DEBATED)

PRESIDENT: SENATOR _____ WILL CLOSE DEBATE.

SENATOR: MR. PRESIDENT, I MOVE THAT (SENATE) (HOUSE) (BILL) (RESOLUTION OR JOINT RESOLUTION) (MEMORIAL OR JOINT MEMORIAL) _____ DO NOW PASS, AND I ASK UNANIMOUS CONSENT OF THE SENATE THAT THE RECORD SHOW THAT THE ROLL HAS BEEN CALLED AND ALL THOSE PRESENT VOTED IN THE AFFIRMATIVE EXCEPT THOSE _____ VOTING IN THE NEGATIVE BY A SHOW OF HANDS.
(IF THERE IS OPPOSITION, USE THE FOLLOWING FORM.)

SENATOR: MR. PRESIDENT, I MOVE THAT (SENATE) (HOUSE) (BILL) (RESOLUTION OR JOINT RESOLUTION) (MEMORIAL OR JOINT MEMORIAL) _____ DO NOW PASS.

PRESIDENT: THE CLERK WILL CALL THE ROLL.

PRESIDENT: BY A VOTE OF _____ IN THE AFFIRMATIVE, _____ IN THE NEGATIVE, (SENATE) (HOUSE) (BILL) (RESOLUTION OR JOINT RESOLUTION) (MEMORIAL OR JOINT MEMORIAL) _____ HAS (DULY PASSED) (FAILED TO PASS) THE SENATE.

MEMORIALS

SENATE

FORMAL MOTIONS TO BE USED FOR FINAL PASSAGE OF MEMORIALS THAT ARE NOT TO BE PRINTED

MR. PRESIDENT:

I MOVE THAT (SENATE) (HOUSE) MEMORIAL (OR JOINT MEMORIAL) _____ BE NOT PRINTED, NOT REFERRED TO COMMITTEE AND THAT IT BE READ FOR THE THIRD TIME IN FULL, PREPARATORY TO ITS FINAL PASSAGE.

MR. PRESIDENT:

I MOVE THAT (SENATE) (HOUSE) MEMORIAL (OR JOINT MEMORIAL) _____ BE PUT ON ITS FINAL PASSAGE SUBJECT TO DEBATE, AMENDMENT OR SUBSTITUTION.

MR. PRESIDENT:

I MOVE THAT (SENATE) (HOUSE) MEMORIAL (OR JOINT MEMORIAL) _____ DO NOW PASS.

(IN ORDER TO EXPEDITE THE CALLING OF THE ROLL, THE FOLLOWING MOTION MAY BE USED IF THERE IS NO APPARENT OPPOSITION.)

MR. PRESIDENT:

I ASK UNANIMOUS CONSENT OF THE SENATE THAT THE RECORD SHOW THAT THE ROLL HAS BEEN CALLED AND ALL THOSE PRESENT VOTED IN THE AFFIRMATIVE ON (SENATE) (HOUSE) MEMORIAL (OR JOINT MEMORIAL) _____, EXCEPT THOSE VOTING IN THE NEGATIVE BY A SHOW OF HANDS.

CONCURRENCE

SENATE

FORMAL MOTIONS TO BE USED FOR SENATE CONCURRENCE:

SPONSOR: MR. PRESIDENT, I MOVE THAT THE SENATE CONCUR IN HOUSE AMENDMENTS TO SENATE (BILL)(JOINT RESOLUTION)(JOINT MEMORIAL) _____.

PRESIDENT: THE GENTLEMAN (LADY) FROM _____ TO EXPLAIN THE AMENDMENTS.

(IF THE SPONSOR DOES NOT WISH TO CONCUR IN THE HOUSE AMENDMENTS, AFTER EXPLAINING THE AMENDMENTS THE SPONSOR SHOULD MOVE THAT THE SENATE NOT CONCUR.)

PRESIDENT: WE HAVE A MOTION TO CONCUR (OR NOT TO CONCUR) IN THE HOUSE AMENDMENTS TO SENATE (BILL)(JOINT RESOLUTION)(JOINT MEMORIAL) _____. ALL THOSE IN FAVOR OF THE MOTION SIGNIFY BY SAYING "AYE" — THOSE OPPOSED "NO". THE SENATE HAS CONCURRED (OR HAS FAILED TO CONCUR) IN THE HOUSE AMENDMENTS.

(IF THE SENATE FAILS TO CONCUR IN THE HOUSE AMENDMENTS, A MESSAGE IS SENT TO THE HOUSE ASKING THAT IT RECEDE FROM ITS AMENDMENTS. IF THE HOUSE FAILS TO RECEDE FROM ITS AMENDMENTS, THE PRESIDENT PRO TEMPORE (AND HOUSE SPEAKER) EACH APPOINT 3 MEMBERS TO A CONFERENCE COMMITTEE.)

VETO OVERRIDE

SENATE

MOTIONS TO OVERRIDE GOVERNOR'S VETO

- (1) MR. PRESIDENT, I ASK UNANIMOUS CONSENT OF THE SENATE THAT THE CHIEF CLERK BE DIRECTED TO OBTAIN SENATE BILL _____ PASSED BY THE FIRST SESSION OF THE _____ LEGISLATURE AND VETOED BY THE GOVERNOR, AND THAT SUCH BILL BE PLACED ON THE TABLE WITHOUT PREJUDICE.

(SIMPLE MAJORITY REQUIRED)

- (2) MR. PRESIDENT, I ASK UNANIMOUS CONSENT OF THE SENATE THAT SENATE BILL _____ OF THE FIRST SESSION OF THE _____ LEGISLATURE BE REMOVED FROM THE PRESIDENT'S TABLE AND BE MADE THE NEXT ORDER OF BUSINESS.

(SIMPLE MAJORITY REQUIRED)

- (3) MR. PRESIDENT, PURSUANT TO ARTICLE 4, SECTION 22 OF THE CONSTITUTION OF NEW MEXICO, I MOVE TO OVERRIDE THE GOVERNOR'S VETO OF SENATE BILL _____ PASSED BY THE FIRST SESSION OF THE _____ LEGISLATURE.

(TWO-THIRDS OF MEMBERS PRESENT AND VOTING REQUIRED)

PARTIAL VETO OVERRIDE

SENATE

MOTIONS TO OVERRIDE GOVERNOR'S PARTIAL VETO

(1) MR. PRESIDENT, I ASK UNANIMOUS CONSENT OF THE SENATE THAT THE CHIEF CLERK BE DIRECTED TO OBTAIN SENATE BILL ____, PASSED BY THE ____ SESSION OF THE ____ LEGISLATURE AND PARTIALLY VETOED BY THE GOVERNOR, AND THAT SUCH BILL BE PLACED ON THE TABLE WITHOUT PREJUDICE.

(SIMPLE MAJORITY REQUIRED)

(2) MR. PRESIDENT, I ASK UNANIMOUS CONSENT OF THE SENATE THAT SENATE BILL ____ OF THE ____ SESSION OF THE ____ LEGISLATURE BE REMOVED FROM THE PRESIDENT'S TABLE AND BE MADE THE NEXT ORDER OF BUSINESS.

(SIMPLE MAJORITY REQUIRED)

(3) MR. PRESIDENT, PURSUANT TO ARTICLE 4, SECTION 22 OF THE CONSTITUTION OF NEW MEXICO, I MOVE TO OVERRIDE THE GOVERNOR'S PARTIAL VETO AS SHOWN ON PAGE ____, LINE ____ OF THE ENROLLED AND ENGROSSED VERSION OF SENATE BILL ____ PASSED BY THE ____ SESSION OF THE ____ LEGISLATURE.

(TWO-THIRDS OF THE MEMBERS PRESENT AND VOTING REQUIRED)

CONFIRMATION

SENATE

**FORMAL MOTIONS TO BE USED FOR CONFIRMATION
OF APPOINTMENTS**

PRESIDENT: SENATOR _____

SENATOR: MR. PRESIDENT, PURSUANT TO SENATE EXECUTIVE MESSAGE
_____ DATED _____, I MOVE THAT THE SENATE DO
HEREBY CONFIRM THE APPOINTMENT OF
_____ AS A MEMBER OF
THE _____

AND I ASK UNANIMOUS CONSENT THAT THE RECORD
SHOW THAT THE ROLL HAS BEEN CALLED AND ALL
THOSE PRESENT VOTED IN THE AFFIRMATIVE, EXCEPT
THOSE VOTING IN THE NEGATIVE BY A SHOW OF HANDS.

LEGISLATIVE VOTING
Required Constitutional Majorities

- | | |
|--|--|
| 1. To call extraordinary session
(Art. 4, Sec. 6) | -3/5 "of the members elected" |
| 2. To expel member
(Art. 4, Sec. 11) | -2/3 "of its members" |
| 3. To require a record of yeas and nays
(Art. 4, Sec. 12) | -1/5 "of the members present" |
| 4. To pass a bill
(Art. 4, Sec. 17) | -"majority of the members present" |
| 5. To pass a bill with emergency clause
(Art. 4, Sec. 23) | -2/3 "of each house"
[SEE NOTE] |
| 6. To override veto
(Art. 4, Sec. 22) | -2/3 "of the members present and voting" |
| 7. To impeach
elected"
(Art. 4, Sec. 35) | -"majority of all the members (of the house)" |
| 8. To convict upon impeachment
(Art. 4, Sec. 35) | -2/3 "of the senators elected" |
| 9. To exempt personal property from
ad valorem tax
(Art. 8, Sec. 3) | -3/4 "of all the members elected" |
| 10. To provide for investment of the
permanent school fund
(Art. 12, Sec. 7) | -3/4 "of the members elected" |
| 11. To propose a constitutional amendment
(Art. 19, Sec. 1)
[BUT SEE ITEM 13 BELOW] | -"majority of all members elected" |
| 12. To propose an amendment restricting
the rights created by Art. 7,
Secs. 1 and 3 or Art. 12, Secs. 8
and 10, pertaining to elections
and education
(Art. 19, Sec. 1) | -3/4 "of the members elected" |
| 13. To propose a constitutional convention
(Art. 19, Sec. 2) | -2/3 "of the members elected" |
| 14. Submission to people (with consent of
U.S.) question of amendment of Art.
21 (on compact with U.S.)
(Art. 19, Sec. 4) | -"majority vote of the members
in each house" |

[NOTE: Attorney General Opinion No. 23-3677, March 1, 1923, says "A quorum being present and acting, we think the concurrence of two-thirds of such meets the requirements of the Constitution to adopt the emergency clause."]

MAJORITIES REQUIRED BY RULE

If not included below, a majority of those members present is required. Rules duplicating constitutional requirements are not included.

SENATE

- | | |
|--|--|
| 1. For call of the senate
(Senate Rule 7-4) | - "affirmative vote of seven or more of the members present" |
| 2. To remove bill from consent calendar
(Senate Rule 8-4 (c)) | - "if any five members object from the floor" |
| 3. To make a proposition the special
order for a particular time or day
(Senate Rule 8-8) | - "a majority of the senators elected" |
| 4. To repeal or suspend the seniority rule
(Senate Rule 9-1-4) | - 3/4 "vote of the elected senate" |
| 5. To amend or suspend senate rules
(Senate Rule 24-1) | - 2/3 "vote of the senators elected" |
| 6. To amend senate rules upon recommendation
of the senate rules committee
(Senate Rule 24-1) | - "majority vote of the members of the senate" |
| 7. To make senate rule changes effective immediately
instead of the following legislative day
(Senate Rule 24-1) | - 2/3 "vote of the members present" |

JOINT RULES

- | | |
|---|---|
| 1. To adopt, amend or repeal a joint rule
(Joint Rule 8-1) | - 2/3 "of the membership of each house" |
|---|---|

EQUIVALENT EXTRAORDINARY VOTES

	<u>Senate (42 members)</u>	<u>House (70 members)</u>
Majority members elected	= 22	36
1/5 members elected	= 9	14
2/3 members elected	= 28	47
3/5 members elected	= 26	42
3/4 members elected	= 32	53

SENATE LEADERSHIP MOTIONS

CHANGING LEGISLATIVE DAY

FL. LEADER: "Mr. President, it now being 11:59 a.m., I move we adjourn until 12:01 p.m."

PRESIDENT: "The Senate will come to order."

WHIP: "Mr. President, I ask unanimous consent that the rules be suspended and that the Journal show all those present in this morning's session are present in this afternoon's session."

PRESIDENT: "If there is no objection, it is so ordered."

WHIP: "Mr. President, I ask unanimous consent that the rules be suspended and that the record show that the journal has been read in full and approved, subject to revision and approval of the Judiciary Committee."

PRESIDENT: "If there is no objection, it is so ordered."

RECESSING

FL. LEADER: "Mr. President, I move that the Senate recess until _____ o'clock, a.m., (month) (day) (year)."

WHIP: "Second the motion."

CALLING COMMITTEE OF THE WHOLE

FL. LEADER: "Mr. President, I move that the Senate resolve itself into a Committee of the Whole for the purpose of (state purpose)."

WHIP: "Second the motion."

DISSOLVING COMMITTEE OF THE WHOLE

FL. LEADER: "Mr. Chair, I move that the Committee of the Whole arise and report progress."

WHIP: "Second the motion."

REVERTING TO SPECIFIED ORDER OF BUSINESS

FL. LEADER,
WHIP OR

MEMBER: "Mr. President, I ask unanimous consent of the Senate that we go to that order of business (state desired order of business)."

ADJOURNMENT SINE DIE

FL. LEADER: "Mr. President, I move that the chair appoint a committee of three to inform the House that the Senate has completed its work and is ready to adjourn sine die."

WHIP: "Second the motion."

(President appoints Committee.)

FL. LEADER: "Mr. President, I move that the chair appoint a committee of three to advise the Governor that the Senate has completed its work and is ready to adjourn sine die."

WHIP: "Second the motion."

(President appoints Committee.)

FL. LEADER: "Mr. President, I move the Senate table indefinitely all bills remaining on the President's table, on the calendar or in committee, except the bills in the Judiciary Committee for enrolling and engrossing."

(NOTE: This motion may be made earlier in the proceedings.)

WHIP: "Second the motion."

(After committees report back.)

FL. LEADER: "Mr. President, I move that the Senate adjourn sine die."

WHIP: "Second the motion."